

Introduced by Senator ChesbroFebruary 19, 2003

An act to add Section 124586 to the Health and Safety Code, relating to Indian health.

LEGISLATIVE COUNSEL'S DIGEST

SB 377, as introduced, Chesbro. Indian health services: grants.

Under existing law, the State Department of Health Services administers a program for American Indian health services and is required to use funds appropriated to the department for the purposes of the program to provide specified assistance to urban and rural American Indian health programs and to assist these programs in planning, implementing, and upgrading programs to attain a comprehensive health services delivery system for American Indians in urban and rural areas. Existing law provides for the award of contracts and grants for purposes of the program.

This bill would require the department to provide semiannual prospective payments to a grantee during a 12-month fiscal period, in accordance with specified criteria, to the extent funds are available.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 124586 is added to the Health and
- 2 Safety Code, to read:
- 3 124586. (a) Notwithstanding any other provision of law, the
- 4 department shall, to the extent that funds are available, provide to



1 a grantee under this chapter semiannual prospective payments
2 during a 12-month fiscal year.

3 (b) An amount equal to not more than 50 percent of the total
4 grant shall be processed for payment to the grantee following the
5 enactment of the annual Budget Act, and upon formal execution
6 of the grant by the state.

7 (c) The processing by the department of the grantee's first
8 semiannual prospective payment shall be contingent upon both of
9 the following:

10 (1) A written request for payment from the grantee.

11 (2) The grantee's timely and accurate submission, and the
12 department's approval, of the progress reports required under the
13 grant, budget expenditure report, and annual reconciliation report,
14 from the prior year.

15 (d) Based upon the grantee's timely and accurate submission of
16 the progress reports and budget expenditure reports from the grant
17 year, and satisfactory performance under the grant, the processing
18 of a second semiannual prospective payment of not more than 40
19 percent of the total grant shall be processed by the department for
20 payment to a grantee no earlier than January 1 during the term of
21 the grant year. The processing of the grantee's second semiannual
22 prospective payment by the department shall be contingent upon
23 both of the following:

24 (1) A written request for payment from the grantee.

25 (2) The grantee's timely and accurate submission, and the
26 department's approval, of progress reports and budget expenditure
27 reports.

28 (e) An amount equal to 10 percent of the total grant award shall
29 be retained by the department, pending satisfactory submission by
30 the grantee of all progress reports required by the grant, budget
31 expenditure reports, and an annual reconciliation report for the
32 grant year. Payment of the withheld 10 percent shall be processed
33 by the department for payment to the grantee contingent upon both
34 of the following:

35 (1) A written request for payment from the grantee.

36 (2) The grantee's timely and accurate submission, and the
37 department's approval, of all progress reports required under the
38 grant, budget expenditure reports from the grant year, the annual



- 1 reconciliation report for the grant year, and satisfactory
- 2 performance under the grant.

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